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09500HB5980ham001

LRB095 20046 DRJ 47550 a

1 AMENDMENT TO HOUSE BILL 5980

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 5980 on page 4, line  
3 15, by replacing "Rules." with "No authority to make or  
4 promulgate rules."; and

5 on page 8, after line 3, by inserting the following:

6 "Notwithstanding any other rulemaking authority that may  
7 exist, neither the Governor nor any agency or agency head under  
8 the jurisdiction of the Governor has any authority to make or  
9 promulgate rules to implement or enforce the provisions of this  
10 amendatory Act of the 95th General Assembly. If, however, the  
11 Governor believes that rules are necessary to implement or  
12 enforce the provisions of this amendatory Act of the 95th  
13 General Assembly, the Governor may suggest rules to the General  
14 Assembly by filing them with the Clerk of the House and  
15 Secretary of the Senate and by requesting that the General  
16 Assembly authorize such rulemaking by law, enact those  
17 suggested rules into law, or take any other appropriate action

1 in the General Assembly's discretion. Nothing contained in this  
2 amendatory Act of the 95th General Assembly shall be  
3 interpreted to grant rulemaking authority under any other  
4 Illinois statute where such authority is not otherwise  
5 explicitly given. For the purposes of this amendatory Act of  
6 the 95th General Assembly, "rules" is given the meaning  
7 contained in Section 1-70 of the Illinois Administrative  
8 Procedure Act, and "agency" and "agency head" are given the  
9 meanings contained in Sections 1-20 and 1-25 of the Illinois  
10 Administrative Procedure Act to the extent that such  
11 definitions apply to agencies or agency heads under the  
12 jurisdiction of the Governor."; and

13 on page 16, after line 17, by inserting the following:

14 "Notwithstanding any other rulemaking authority that may  
15 exist, neither the Governor nor any agency or agency head under  
16 the jurisdiction of the Governor has any authority to make or  
17 promulgate rules to implement or enforce the provisions of this  
18 amendatory Act of the 95th General Assembly. If, however, the  
19 Governor believes that rules are necessary to implement or  
20 enforce the provisions of this amendatory Act of the 95th  
21 General Assembly, the Governor may suggest rules to the General  
22 Assembly by filing them with the Clerk of the House and  
23 Secretary of the Senate and by requesting that the General  
24 Assembly authorize such rulemaking by law, enact those  
25 suggested rules into law, or take any other appropriate action

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4 Illinois statute where such authority is not otherwise  
5 explicitly given. For the purposes of this amendatory Act of  
6 the 95th General Assembly, "rules" is given the meaning  
7 contained in Section 1-70 of the Illinois Administrative  
8 Procedure Act, and "agency" and "agency head" are given the  
9 meanings contained in Sections 1-20 and 1-25 of the Illinois  
10 Administrative Procedure Act to the extent that such  
11 definitions apply to agencies or agency heads under the  
12 jurisdiction of the Governor."; and

13 on page 17, after line 24, by inserting the following:

14 "Notwithstanding any other rulemaking authority that may  
15 exist, neither the Governor nor any agency or agency head under  
16 the jurisdiction of the Governor has any authority to make or  
17 promulgate rules to implement or enforce the provisions of this  
18 amendatory Act of the 95th General Assembly. If, however, the  
19 Governor believes that rules are necessary to implement or  
20 enforce the provisions of this amendatory Act of the 95th  
21 General Assembly, the Governor may suggest rules to the General  
22 Assembly by filing them with the Clerk of the House and  
23 Secretary of the Senate and by requesting that the General  
24 Assembly authorize such rulemaking by law, enact those  
25 suggested rules into law, or take any other appropriate action

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2 amendatory Act of the 95th General Assembly shall be  
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4 Illinois statute where such authority is not otherwise  
5 explicitly given. For the purposes of this amendatory Act of  
6 the 95th General Assembly, "rules" is given the meaning  
7 contained in Section 1-70 of the Illinois Administrative  
8 Procedure Act, and "agency" and "agency head" are given the  
9 meanings contained in Sections 1-20 and 1-25 of the Illinois  
10 Administrative Procedure Act to the extent that such  
11 definitions apply to agencies or agency heads under the  
12 jurisdiction of the Governor."; and

13 on page 20, after line 22, by inserting the following:

14 "(h) Notwithstanding any other rulemaking authority that  
15 may exist, neither the Governor nor any agency or agency head  
16 under the jurisdiction of the Governor has any authority to  
17 make or promulgate rules to implement or enforce the provisions  
18 of this amendatory Act of the 95th General Assembly. If,  
19 however, the Governor believes that rules are necessary to  
20 implement or enforce the provisions of this amendatory Act of  
21 the 95th General Assembly, the Governor may suggest rules to  
22 the General Assembly by filing them with the Clerk of the House  
23 and Secretary of the Senate and by requesting that the General  
24 Assembly authorize such rulemaking by law, enact those  
25 suggested rules into law, or take any other appropriate action

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2 amendatory Act of the 95th General Assembly shall be  
3 interpreted to grant rulemaking authority under any other  
4 Illinois statute where such authority is not otherwise  
5 explicitly given. For the purposes of this amendatory Act of  
6 the 95th General Assembly, "rules" is given the meaning  
7 contained in Section 1-70 of the Illinois Administrative  
8 Procedure Act, and "agency" and "agency head" are given the  
9 meanings contained in Sections 1-20 and 1-25 of the Illinois  
10 Administrative Procedure Act to the extent that such  
11 definitions apply to agencies or agency heads under the  
12 jurisdiction of the Governor."; and

13 on page 35, after line 10, by inserting the following:

14 "Notwithstanding any other rulemaking authority that may  
15 exist, neither the Governor nor any agency or agency head under  
16 the jurisdiction of the Governor has any authority to make or  
17 promulgate rules to implement or enforce the provisions of this  
18 amendatory Act of the 95th General Assembly. If, however, the  
19 Governor believes that rules are necessary to implement or  
20 enforce the provisions of this amendatory Act of the 95th  
21 General Assembly, the Governor may suggest rules to the General  
22 Assembly by filing them with the Clerk of the House and  
23 Secretary of the Senate and by requesting that the General  
24 Assembly authorize such rulemaking by law, enact those  
25 suggested rules into law, or take any other appropriate action

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2 amendatory Act of the 95th General Assembly shall be  
3 interpreted to grant rulemaking authority under any other  
4 Illinois statute where such authority is not otherwise  
5 explicitly given. For the purposes of this amendatory Act of  
6 the 95th General Assembly, "rules" is given the meaning  
7 contained in Section 1-70 of the Illinois Administrative  
8 Procedure Act, and "agency" and "agency head" are given the  
9 meanings contained in Sections 1-20 and 1-25 of the Illinois  
10 Administrative Procedure Act to the extent that such  
11 definitions apply to agencies or agency heads under the  
12 jurisdiction of the Governor."; and

13 on page 38, after line 12, by inserting the following:

14 "Notwithstanding any other rulemaking authority that may  
15 exist, neither the Governor nor any agency or agency head under  
16 the jurisdiction of the Governor has any authority to make or  
17 promulgate rules to implement or enforce the provisions of this  
18 amendatory Act of the 95th General Assembly. If, however, the  
19 Governor believes that rules are necessary to implement or  
20 enforce the provisions of this amendatory Act of the 95th  
21 General Assembly, the Governor may suggest rules to the General  
22 Assembly by filing them with the Clerk of the House and  
23 Secretary of the Senate and by requesting that the General  
24 Assembly authorize such rulemaking by law, enact those  
25 suggested rules into law, or take any other appropriate action

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2 amendatory Act of the 95th General Assembly shall be  
3 interpreted to grant rulemaking authority under any other  
4 Illinois statute where such authority is not otherwise  
5 explicitly given. For the purposes of this amendatory Act of  
6 the 95th General Assembly, "rules" is given the meaning  
7 contained in Section 1-70 of the Illinois Administrative  
8 Procedure Act, and "agency" and "agency head" are given the  
9 meanings contained in Sections 1-20 and 1-25 of the Illinois  
10 Administrative Procedure Act to the extent that such  
11 definitions apply to agencies or agency heads under the  
12 jurisdiction of the Governor."